

ing bills to be read on three several days in each House be suspended, and said Rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage and it is so enacted.

GREER.

The amendment was read.

Executive Session Set.

At 5:27 o'clock p. m., Senator Woodul moved that the Senate go into executive session immediately. The motion prevailed.

The Chamber was cleared and the doors were locked.

After Executive Session.

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk that the following action had been taken:

Senate Chamber,
Austin, Texas, April 14, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir We, your Committee on Governor's Nominations, to whom was referred the hereinafter named persons for the position hereinafter named, have had same under consideration and recommend that their appointments be in all things ratified and confirmed, said positions and appointments as follows, to-wit:

State Board of Medical Examiners:
(For the six-year term)

Dr. N. D. Buie of Marlin.
Dr. T. J. Crowe of Dallas.
Dr. Joe Becton of Greenville.
Dr. Phil Russell of Fort Worth.

(For the four-year term)

Dr. I. A. Withers of Fort Worth.
Dr. Marvin Bailey of Houston.
Dr. H. W. Cummings of Hearne.
Dr. H. H. Blankmeyer of Aransas Pass.

(For the two-year term)

Dr. H. F. Connally of Waco.
Dr. H. C. Morrow of Austin.
Dr. M. E. Daniels of Honey Grove.
Dr. J. M. Witt of Waco.

POLLARD, Chairman.

Adopted.

Recess.

Senator Woodul moved to recess until 9:30 o'clock tomorrow morning.

Senator Williamson moved to recess until 8 o'clock tonight.

The motion to recess until 9:30 tomorrow morning prevailed and at 5:30 o'clock p. m., the Senate recessed.

FIFTY-NINTH DAY.

(Continued.)

Senate Chamber,
Austin, Texas,
April 15, 1931.

The Senate met at 9:30 o'clock a. m., pursuant to recess, and was called to order by Lieutenant Governor Edgar E. Witt.

House Bill No. 185.

The question recurred upon the pending amendment to H. B. No. 185 Senator Pollard sent up the following amendment to the amendment:

Amend amendment to H. B. No. 185 by taking Wood County out of District No. 1 and taking Upshur County out of District No. 2, and placing Wood and Upshur Counties in District No. 3.

POLLARD.

The amendment was read.

Joint Session.

At 10 o'clock a. m. the Chair announced that the hour for the joint session to hear Hon. Tom Connally had arrived.

The Chair appointed the following on the part of the Senate to receive Mr. Connally:

Senators Hopkins, DeBerry, Woodward, Poage, Small.

In the House.

Lieutenant Governor Witt called the Senate to order.

Speaker Minor called the House to order and announced that the Joint Session had been called under authority of H. C. R. No. 41 to hear an address by Senator Tom Connally.

Mr. Minor introduced Hon. Coke Stevenson who introduced Senator Connally.

Senator Connally addressed the Joint Session.

After Joint Session.

The Senate returned to the Senate Chamber at 11:20 o'clock.

House Bill No. 185.

The question recurred upon the amendment to the amendment to H. B. No. 185.

Senator Greer moved to table the amendment. The motion prevailed by the following vote:

Yeas—15.

Berkeley.	Neal.
DeBerry.	Parr.
Gainer.	Poage.
Greer.	Rawlings.
Holbrook.	Small.
Hopkins.	Thomason.
Hornsby.	Williamson.
Martin.	

Nays—7.

Beck.	Parrish.
Cunningham.	Patton.
Hardin.	Pollard.
Moore.	

Present—Not Voting.

Purl.

Absent.

Cousins.	Stevenson.
Loy.	Woodruff.
Oneal.	Woodul.
Russek.	Woodward.

Senator Hardin sent up the following amendment:

Amend the amendment to H. B. No. 185 by striking out the County of Milam out of District 11 and placing same in District No. 16. By striking out the County of Robertson out of District No. 11 and placing same in District No. 6. By striking out the Counties of Erath and Somerville from District No. 8 and placing said counties in District No. 11. By striking out the County of Hamilton and the County of Comanche from District No. 16 and placing same in District No. 11. By striking out the County of Johnson from District No. 6 and placing same in District No. 8.

HARDIN.

The amendment was read.

Message From the House.

Hall of the House of Representatives.

Austin, Texas, April 15, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolutions:

H. B. No. 312, A bill to be entitled "An Act requiring the commissioners' court of all counties and the governing bodies of all cities and towns to advertise for bids on projects respecting public improvements where the contract or agreement involves an expenditure of money in excess of one thousand dollars, and providing for advertisement and notice thereof, providing that the contract shall be let to the lowest bidder and requiring bond; permitting certain exceptions and providing that contracts made without compliance therewith shall be void, etc., and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

House Bill Referred.

H. B. No. 312 referred to Committee on State Affairs.

S. C. R. No. 31.

Senator Purl sent up the following resolution:

Whereas Rules 22 and 23 respectively, of the Joint Rules of the House and Senate, provide that Wednesdays and Thursdays of each week the Senate shall take up and consider House Bills and the House on the same day shall consider Senate Bills; and

Whereas These rules cannot be suspended in either House without the consent of the other House; and

Whereas There is now pending in the House of Representatives House Bill No. 239 which proposes to authorize Dallas and Tarrant Counties to create by vote of the people of the two counties, a navigation district; and

Whereas This bill has been engrossed; therefore be it

Resolved That the Senate of Texas give its consent for Joint Rule 23 to be suspended and that so far as the Senate is concerned it will be

perfectly agreeable with this body for the House, if in its wisdom it sees fit, to suspend this Rule and finally pass this measure on to Senate day.

PURL,
RAWLINGS,
WOODWARD,
POAGE.

Read and adopted.

Simple Resolution No. 108.

Senator Woodward sent up the following resolution:

Whereas, The charming wife of our honored presiding officer, Lieutenant Governor Witt, has as her guests today a number of out-of-town ladies who are now present; and

Whereas, The Senate in appreciation of their presence, extends to them the privileges of the floor of the Senate; and

Whereas, Among the visiting ladies are Mrs. R. B. Spencer, President of the Waco Literary Club, and its Treasurer, Mrs. J. C. Lattimore; therefore, be it

Resolved by the Senate of Texas, That Mrs. Spencer and Mrs. Lattimore be invited to address the Senate at this time.

WOODWARD,
POAGE.

Read and adopted.

Mrs. Spencer and Mrs. Lattimore Speak.

The Chair appointed Senators Woodward, Poage, and Williamson to escort the guests to the platform.

The Chair introduced Mrs. R. B. Spencer, Mrs. J. C. Lattimore, and Mrs. F. G. Guittard, officers of the Literary Club of Waco, who briefly addressed the Senate.

S. B. No. 551 Re-referred.

On motion of Senator Woodruff, S. B. No. 551 was withdrawn from the Committee on Privileges and Elections and re-referred to the Committee on Civil Jurisprudence.

Recess.

On motion of Senator Berkeley, the Senate, at 11:59 o'clock a. m. recessed until 2 o'clock p. m.

After Recess.

The Senate met at 2 o'clock p. m., pursuant to recess, and was called to

order by Lieutenant Governor Edgar E. Witt.

Point of No Quorum.

Senator Poage raised the point of order that a quorum was lacking. The roll call showed 23 present.

House Bill No. 185.

The question recurred on the pending amendment to H. B. No. 185.

Senator Poage sent up the following substitute for the amendment:

Substitute for Hardin Amendment.

Amend C. S. to S. B. No. 185, Section 1, subhead Eleventh, by striking out the name "Robertson," and to insert said name in subhead No. Sixth.

POAGE.

The substitute was read.

Senator Hardin moved to table the substitute. The motion prevailed by the following vote:

Yeas—11.

Beck.	Parrish.
Hardin.	Patton.
Hopkins.	Pollard.
Moore.	Russek.
Neal.	Stevenson.
Parr.	

Nays—3.

Hornsby.	Thomason.
Poage.	

Present—Not Voting.

Berkeley.	Greer.
Cousins.	Oneal.
DeBerry.	Woodward.
Gainer.	

Absent—Excused.

Cunningham.	Rawlings.
Holbrook.	Small.
Loy.	Williamson.
Martin.	Woodruff.
Purl.	Woodul.

The amendment to the amendment was adopted.

Senator Hopkins sent up the following amendments to the amendment:

Amend amendment to H. B. 185 by taking Gonzales County out of District No. 12 and adding said county to District No. 18.

HOPKINS.

Read and adopted.

Amend amendment to H. B. No. 185 by taking Medina County out of District No. 18 and adding said county to District No. 17.

HOPKINS.

Read and adopted.

Amend amendment to H. B. No. 185 by taking Chambers County out of District No. 13 and adding said county to District No. 4.

HOPKINS.

Read and adopted.

Amend amendment to House Bill 185 by adding thereto a new section to be known as Section No. 2, as follows: "Nothing in this Act shall in anywise effect the tenure in office of the present delegation in Congress from Texas, but this Act shall take effect for the general election in 1932, and the Congressmen shall be elected from each of said districts for 1932, and thereafter until this law shall have been changed by the Legislature of this State."

HOPKINS.

Read and adopted.

Senator Patton sent up the following amendment to the amendment:

Amend substitute for H. B. 185 by striking Houston County out of District No. 3 and placing same in District No. 2.

PATTON.

Read and adopted by the following vote:

Yeas—17.

Beck.	Oneal.
Berkeley.	Parr.
Cunningham.	Parrish.
Gainer.	Patton.
Greer.	Pollard.
Hardin.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Moore.	

Nays—3.

Loy.	Poage.
Neal.	

Present—Not Voting.

DeBerry.	Woodward.
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Absent.

Cousins.	Small.
Holbrook.	Williamson.
Martin.	Woodruff.
Purl.	Woodul.
Rawlings.	

Senator Poage sent up the following amendment to the amendment:

Amend S. B. No. 185, Section No. 1, by taking Comanche County out of the Eleventh District and placing in the Sixteenth District.

POAGE.

The amendment to the amendment was read.

Senator Hardin moved to table the amendment to the amendment. The motion prevailed.

Senator Cunningham sent up the following amendment to the amendment:

Amend the amendment by taking Menard, Mason, Gillespie, Kimble and Kerr Counties out of the 17th District and adding said counties to District 16, and by taking Tom Green, Schleicher and Sutton Counties out of the 17th District and adding them to the 21st District, and by taking Fisher and Jones out of the 19th District and adding them to the 17th District, and taking Shackelford and Stephens Counties out of the 10th District and adding them to the 17th District.

The amendment to the amendment was read.

Senator Greer moved to table the amendment to the amendment. The motion prevailed by the following vote:

Yeas—16.

Berkeley.	Purl.
Gainer.	Rawlings.
Greer.	Russek.
Hornsby.	Small.
Loy.	Stevenson.
Neal.	Thomason.
Oneal.	Woodul.
Parrish.	Woodward.

Nays—7.

Cunningham.	Poage.
Hopkins.	Pollard.
Parr.	Woodruff.
Patton.	

Present—Not Voting.

Beck.	Moore.
DeBerry.	Williamson.
Hardin.	

Absent.

Cousins.	Martin.
Holbrook.	

Senator Thomason moved to reconsider the vote by which the amendment by Senator Pollard was tabled.

Senator Greer moved to table the motion to reconsider. The motion prevailed by the following vote:

Yeas—12.

Beck.	Neal.
Gainer.	Oneal.
Greer.	Parr.
Hornsby.	Poage.
Loy.	Rawlings.
Martin.	Woodward.

Nays—7.

Cousins.	Parrish.
Cunningham.	Pollard.
Hardin.	Woodul.
Hopkins.	

Present—Not Voting.

Purl.	Woodruff.
Thomason.	

Absent.

Berkeley.	Small.
Holbrook.	Stevenson.
Moore.	Williamson.
Russek.	

(Pair Recorded.)

Senator DeBerry (present) who would vote yea, with Senator Patton (absent) who would vote nay.

Senator Pollard sent up the following amendment to the amendment:

Amend pending amendment to H. B. No. 185 by striking out Wood County out of District No. 1, and placing Wood County in District No. 3.

Read and adopted.

Senator DeBerry sent up the following amendment to the amendment:

Amend amendment to H. B. No. 185 by taking Upshur County out of Second District and placing it in First District.

DeBERRY.

Read and adopted.

Senator Poage sent up the following amendment to the amendment:

Amend H. B. No. 185 by taking Milam County out of the Sixteenth District and placing it in the Eleventh District.

POAGE.

The amendment to the amendment was read.

Senator Hardin moved to table the amendment to the amendment. The motion was lost by the following vote:

Yeas—9.

Hardin.	Pollard.
Hopkins.	Russek.
Moore.	Stevenson.
Parrish.	Woodul.
Patton.	

Nays—11.

Greer.	Parr.
Hornsby.	Poage.
Loy.	Purl.
Martin.	Rawlings.
Neal.	Woodruff.
Oneal.	

Present—Not Voting.

Beck.	DeBerry.
Cousins.	Woodward.

Absent.

Berkeley.	Small.
Cunningham.	Thomason.
Gainer.	Williamson.
Holbrook.	

The amendment to the amendment was adopted by the following vote:

Yeas—13.

Greer.	Parrish.
Hornsby.	Patton.
Loy.	Poage.
Martin.	Rawlings.
Neal.	Woodruff.
Oneal.	Woodward.
Parr.	

Nays—8.

Beck.	Pollard.
Hardin.	Russek.
Hopkins.	Stevenson.
Moore.	Woodul.

Present—Not Voting.

Cousins.	DeBerry.
Cunningham.	Purl.

Absent.

Berkeley.	Small.
Gainer.	Thomason.
Holbrook.	Williamson.

Senator Hardin sent up the following amendment to the amendment:
Amend amendment to House Bill

No. 185 by striking out all of District No. 11 the County of Falls and place in District No. 6.

HARDIN.

The amendment to the amendment was read.

Senator Poage moved to table the amendment to the amendment. The motion prevailed by the following vote:

Yeas—10.

Greer.	Parrish.
Hornsby.	Poage.
Loy.	Rawlings.
Martin.	Woodruff.
Oneal.	Woodward.

Nays—8.

Hardin.	Pollard.
Hopkins.	Russek.
Moore.	Stevenson.
Patton.	Woodul.

Present—Not Voting.

Beck.	DeBerry.
Cousins.	Purl.

Absent.

Berkeley.	Parr.
Cunningham.	Small.
Gainer.	Thomason.
Holbrook.	Williamson.
Neal.	

Senator Pollard sent up the following amendment to the amendment:

Amend the amendment by taking Upshur County out of District No. 1 and placing same in District No. 3.

POLLARD.

The amendment to the amendment was read.

Senator DeBerry moved to table the amendment to the amendment. The motion prevailed.

Senator Woodruff sent up the following amendment to the amendment:

Amend the amendment to H. B. 185 by dropping Palo Pinto County from District No. 8 and adding same to District No. 10.

WOODRUFF.

The amendment to the amendment.

Senator Rawlings moved to table the amendment to the amendment. The motion prevailed by the following vote:

Yeas—11.

Greer.	Parrish.
Hornsby.	Rawlings.
Loy.	Small.
Moore.	Woodul.
Oneal.	Woodward.
Parr.	

Nays—9.

Cousins.	Poage.
Hopkins.	Pollard.
Martin.	Russek.
Neal.	Woodruff.
Patton.	

Present—Not Voting.

Berkeley.	Stevenson.
DeBerry.	Thomason.
Purl.	

Absent.

Beck.	Hardin.
Cunningham.	Holbrook.
Gainer.	Williamson.

The amendment as amended was adopted.

Senator Cousins sent up the following amendment:

Amend H. B. No. 185 by taking Liberty and Chambers County out of District No. 4 and putting in District No. 13.

COUSINS.

Read and adopted by the following vote:

Yeas—11.

Beck.	Poage.
Cousins.	Pollard.
Holbrook.	Rawlings.
Hornsby.	Thomason.
Parr.	Woodruff.
Patton.	

Nays—7.

Greer.	Small.
Hopkins.	Williamson.
Martin.	Woodul.
Moore.	

Present—Not Voting.

Berkeley.	Loy.
DeBerry.	Oneal.
Gainer.	Purl.
Hardin.	Woodward.

Absent.

Cunningham.	Russek.
Neal.	Stevenson.
Parrish.	

Senator Holbrook sent up the following amendment:

Amend H. B. No. 185 by eliminating all counties enumerated in District 13 except Galveston and Chambers and by adding thereto the following counties: Liberty, Montgomery, San Jacinto, Walker, Trinity, Houston, Polk and Anderson.

HOLBROOK.

The amendment was read.

Senator Patton moved to table the amendment. The motion prevailed by the following vote:

Yeas—19.

Beck.	Parrish.
Cousins.	Patton.
Greer.	Poage.
Holbrook.	Rawlings.
Hornsby.	Small.
Loy.	Williamson.
Moore.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.
Parr.	

Nays—4.

Hardin.	Martin.
Hopkins.	Pollard.

Present—Not Voting.

DeBerry.	Purl.
Gainer.	Thomason.

Absent.

Berkeley.	Russek.
Cunningham.	Stevenson.

The bill was passed to third reading.

On motion of Senator Greer, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 185 was put on its third reading and final passage, by the following vote:

Yeas—31.

Beck.	Neal.
Berkeley.	Oneal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Poage.
Greer.	Pollard.
Hardin.	Purl.
Holbrook.	Rawlings.
Hopkins.	Russek.
Hornsby.	Small.
Loy.	Stevenson.
Martin.	Thomason.
Moore.	Williamson.

Woodruff.
Woodul.

Woodward.

Read third time and finally passed by the following vote:

Yeas—25.

Beck.	Parrish.
Berkeley.	Patton.
Cousins.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Holbrook.	Rawlings.
Hopkins.	Small.
Hornsby.	Thomason.
Loy.	Williamson.
Moore.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.
Parr.	

Nays—1.

Hardin.

Present—Not Voting.

DeBerry.	Martin.
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Absent.

Cunningham.	Stevenson.
Russek.	

Simple Resolution No. 109.

Senator Stevenson sent up the following resolution:

Whereas, Miss Althea Klumpp of Runge, Karnes County, Texas, has been elected "The Sweetheart of Texas" by the students of the University; and

Whereas, Miss Klumpp is now within the chamber of the Senate; therefore, be it

Resolved, That the privilege of the floor be extended to her and that the Senate receive her from the President's platform for the edification of its members.

STEVENSON.

Read and adopted.

Miss Klumpp Speaks.

The Chair appointed Senators Stevenson, Hardin and Hopkins to escort Miss Klumpp to the platform.

The Chair introduced Senator Stevenson who introduced Miss Klumpp. Miss Klumpp briefly addressed the Senate.

Messages From the Governor.

The Chair recognized the Door-keeper, who introduced a messenger

from the Governor with the following message:

Executive Office,
April 15, 1931.

To the Members of the Forty-second Legislature:

It has been called to my attention that our present laws with reference to traffic in and possession of narcotics are wholly insufficient to protect our citizens from the terrible effects brought about by the use of narcotics.

I am informed that narcotics, and especially marijuana, have been found within the borders of our State. I understand further that the possession of marijuana is not made a violation of the law by our present statutes.

I am further informed that Senate Bill Number 171 is now pending in the Legislature, and those competent to pass upon the subject advise me that this or a similar measure is very much needed in order that we may more effectively fight the traffic in narcotics.

Therefore, I respectfully urge that you give to this important matter your earnest consideration, to the end that a helpful measure may become a law at the earliest possible time.

Respectfully submitted,
R. S. STERLING, Governor.

Executive Office,
April 15, 1931.

To the State Senate of Texas:

Subject to your confirmation I have appointed the following as Pilot Commissioners for the ports of Galveston and Texas City for the next ensuing statutory term:

George D. Morgan, Galveston.
P. M. Gengler, Galveston.
J. H. Langben, Galveston.
R. I. Cohen, Sr., Galveston.
E. V. Rhodes, Texas City.

Respectfully submitted,
R. S. STERLING, Governor.

Read and referred to the Committee on Governor's Nominations.

Bill Signed.

The Chair, Lieutenant Governor Edgar E. Witt, gave notice of signing, and did sign, in the presence of the Senate, after its caption had been read, the following bill:

S. B. No. 283.

Bills Introduced.

By an affirmative vote of four-fifths of the membership of the Senate, the constitutional rule relating to the introduction of general bills during the last 90 days of the session was suspended and consent was granted to introduce the following bills:

By Senator Parr:

S. B. No. 596, A bill to be entitled "An Act to amend Senate Bill No. 229 as enacted by the Forty-second Legislature at its Regular Session, the purpose of which was to amend Article 722 of Title 22, Chapter 2 of the Revised Civil Statutes of the State of Texas, 1925, providing that the issuance of certain county bonds for the purposes provided in this Chapter shall be based upon and limited by the taxable values of the County; and declaring an emergency."

Read and referred to Committee on State Affairs.

By Senators Parr, Martin, and Woodruff:

S. B. No. 597, A bill to be entitled "An Act repealing Articles 7482 and 7485 of the Revised Civil Statutes of Texas, 1925, and Section 6 of Chapter 136 of the Acts of the Thirty-ninth Legislature of Texas, Regular Session, and in lieu thereof providing substantially as follows: 'Defining certain terms as used in this Act. Requiring certain annual reports to be made to the Board of Water Engineers by every person using or claiming the right to use water of this State on or before March 1st of each calendar year, and prescribing penalties for failure to file such reports. Fixing annual fees, etc. Providing for the giving of receipts, etc. Providing penalties for failure to make reports, etc. Providing for the voluntary abandonment of surrender of all or any portion of water rights, etc., and declaring an emergency.'"

Read and referred to Committee on State Affairs.

Senate Bill No. 596.

The Chair laid before the Senate, by unanimous consent, the following bill:

By Senator Parr:

S. B. No. 596, A bill to be entitled

"An Act to amend Senate Bill No. 229 as enacted by the Forty-second Legislature at its Regular Session, the purpose of which was to amend Article 722 of Title 22, Chapter 2 of the Revised Civil Statutes of the State of Texas, 1925, providing that the issuance of certain county bonds for the purposes provided in this chapter shall be based upon and limited by the taxable values of the county; and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by a two-thirds vote.

The committee report was adopted.

On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 596 was put on its second reading by the following vote:

Yeas—29.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Small.
Hopkins.	Thomason.
Hornsby.	Williamson.
Loy.	Woodruff.
Martin.	Woodul.
Moore.	Woodward.
Neal.	

Absent.

Russek. Stevenson.

The bill was read second time and passed to engrossment.

On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 596 was put on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Hopkins.
Berkeley.	Hornsby.
Cousins.	Loy.
Cunningham.	Martin.
DeBerry.	Moore.
Gainer.	Neal.
Greer.	Oneal.
Hardin.	Parr.
Holbrook.	Parrish.

Patton.	Thomason.
Poage.	Williamson.
Pollard.	Woodruff.
Purl.	Woodul.
Rawlings.	Woodward.
Small.	

Absent.

Russek. Stevenson.

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Small.
Hopkins.	Thomason.
Hornsby.	Williamson.
Loy.	Woodruff.
Martin.	Woodul.
Moore.	Woodward.
Neal.	

Absent—Excused.

Russek. Stevenson.

Senate Bill No. 595.

The Chair laid before the Senate, by unanimous consent, the following bill:

By Senators Neal and Parrish:

S. B. No. 595, A bill to be entitled "An Act to provide for the sale of oil and gas leases on the Sabine River bed in Gregg County; to authorize the Commissioner of the Land Office to fix a minimum price for such leases; to provide for the payment of an annual rental and the disposition of all payments; to repeal all laws and parts of laws in conflict herewith; and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by a two-thirds vote.

The committee report, carrying a substitute, was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Parrish, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 595 was put

on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	oage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Small.
Hopkins.	Thomason.
Hornsby.	Williamson.
Loy.	Woodruff.
Martin.	Woodul.
Moore.	Woodward.
Neal.	

Absent—Excused.

Russek. Stevenson.

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Small.
Hopkins.	Thomason.
Hornsby.	Williamson.
Loy.	Woodruff.
Martin.	Woodul.
Moore.	Woodward.
Neal.	

Absent—Excused.

Russek. Stevenson.

Senate Bill No. 506.

The Chair laid before the Senate, by unanimous consent, the following bill:

By Senator Cousins:

S. B. No. 506, A bill to be entitled "An Act providing that constables in precincts of a certain population, in counties of a certain population, shall not be entitled to have deputies, and providing for additional deputy sheriffs in said counties; prescribing the number and compensation of said deputies, and for their appointment, and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Cousins, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 506 was put on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Small.
Hopkins.	Thomason.
Hornsby.	Williamson.
Loy.	Woodruff.
Martin.	Woodul.
Moore.	Woodward.
Neal.	

Absent—Excused.

Russek. Stevenson.

Read third time and finally passed.

Senate Bill No. 510.

The Chair laid before the Senate, by unanimous consent, the following bill:

By Senator Cousins:

S. B. No. 510, A bill to be entitled "An Act repealing Chapter 110, Acts of the Regular Session of the Thirty-ninth Legislature, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Cousins, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 510 was put on its third reading and final passage by the following vote:

Yeas—31.

Beck.	Hornsby.
Berkeley.	Loy.
Cousins.	Martin.
Cunningham.	Moore.
DeBerry.	Neal.
Gainer.	Oneal.
Greer.	Parr.
Hardin.	Parrish.
Holbrook.	Patton.
Hopkins.	Poage.

Pollard.	Thomason.
Purl.	Williamson.
Rawlings.	Woodruff.
Russek.	Woodul.
Small.	Woodward.
Stevenson.	

Read third time and finally passed by the following vote:

Yeas—31.

Beck.	Parr.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Poage.
DeBerry.	Pollard.
Gainer.	Purl.
Greer.	Rawlings.
Hardin.	Russek.
Holbrook.	Small.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	Woodward.
Oneal.	

Senate Bill No. 297.

The Chair laid before the Senate, by unanimous consent, the following bill:

By Senator Hopkins:

S. B. No. 297, A bill to be entitled "An Act to authorize and permit the following named persons to sue the State of Texas in the District Court of Travis County, Texas, to-wit: S. G. Burnett, Bertha D. Paggi, Charles Paggi, for themselves and as executors of the will of Ed Paggi, deceased, C. T. Heisig, Hal G. Land, J. Rosenthal, B. A. Steinhagen, H. A. Pearlstein, Ida L. Keith, for herself and as independent executrix of the will of John L. Keith, deceased; authorizing said persons to prove and to recover judgment against the State of Texas for the purchase money paid to the State of Texas as part of the consideration for the deed from the State of Texas to L. P. Featherstone, dated March 16, 1920, which deed was canceled by judgment of the District Court of Travis County, Texas, dated the 22nd day of July, A. D., 1929, in a suit brought by the State of Texas in Cause No. 44,271, entitled the State of Texas vs. L. P. Featherstone, et al., on the docket of said court; authorizing the said persons to prove and recover judgment against the

State for the amount of moneys expended by the grantee in said deed, his heirs or assigns, including interest paid to the State of Texas on the purchase money notes; etc., and declaring an emergency."

The committee substitute was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Hopkins, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 297 was put on its third reading and final passage by the following vote:

Yeas—28.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Small.
Hopkins.	Thomason.
Hornsby.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	Woodward.

Nay—1.

Loy.

Absent—Excused.

Russek. Stevenson.

Read third time and finally passed.

Reason for Vote.

On S. B. No. 297, I wish to be recorded as voting nay as no roll call could be secured.

DeBERRY.

Senate Bill No. 258.

The Chair laid before the Senate, by unanimous consent, the following bill:

By Senator Pollard:

S. B. No. 258, A bill to be entitled "An Act regulating child labor at certain ages, fixing the hours and time of work, and prescribing ages for work at certain places, and for certain kinds of work, according to the dangers and environment; fixing and limiting the hours of work per day and per week; providing for

the issuance of permits for certain children to be taken out of school, and to work in certain places, and for the displaying and renewal of same; providing exceptions; providing for inspections of places where child labor is used; prescribing the duties of the Bureau of Labor Statistics; requiring reports, records and providing generally for the enforcement of the provisions thereof; prescribing offenses, fines and penalties and punishments, and declaring an emergency."

Read second time.

Adjournment.

On motion of Senator Woodruff, the Senate, at 6:20 o'clock p. m., adjourned until 9:30 o'clock tomorrow morning.

APPENDIX.

Committee on Enrolled Bills.

Committee Room,
Austin, Texas, April 15, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 283 carefully examined and compared and find the same correctly enrolled.

GREER, Chairman.

Committee Reports.

Committee Room,
Austin, Texas, April 15, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred

H. B. No. 884, A bill to be entitled "An Act authorizing counties having a city or cities other than county seats within their boundaries, having a population of twenty thousand (20,000) and over, to provide, maintain, and repair sub-courthouses and/or jails in said cities; providing generally the manner and means thereof, and placing limitations thereon; providing the commissioners' court may authorize the maintenance of branch offices for certain officers in said cities, in the manner now provided by law, and that it may sit in said city in certain cases; pro-

viding limitations on the cost thereof; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

POAGE, Chairman.

Committee Room,
Austin, Texas, April 15, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred

H. B. No. 919, A bill to be entitled "An Act authorizing the county commissions of certain described counties to receive out of the general fund of the county expenses for the operation and upkeep of automobiles not exceeding Fifty (\$50.00) Dollars per month, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

POAGE, Chairman.

Committee Room,
Austin, Texas, April 15, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 596, A bill to be entitled "An Act to amend Senate Bill No. 229 as enacted by the Forty-second Legislature, at its Regular Session, the purpose of which was to amend Article 722 of Title 22, Chapter 2 of the Revised Civil Statutes of the State of Texas, 1925, providing that the issuance of certain county bonds for the purposes provided in this Chapter shall be based upon and limited by the taxable values of the county; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MOORE, Chairman.

Committee Room,
Austin, Texas, April 14, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Priv-

ileges and Elections, to whom was referred

S. B. No. 211, A bill to be entitled "An Act to amend Articles 3101, 3102, 3106, 3111, 3112, 3113, 3114, 3115, 3116, 3117, 3134, 3136, 3137, 3138, 3139, 3140, 3146, and 3152 of Title 50, Chapter 13 of the Revised Civil Statutes of Texas of 1925, relating to primary elections, and to repeal Articles 3089, 3090, 3091, 3092, 3093, 3094, 3095, 3096, 3097, 3098 and 3099 of said Title 50, Chapter 12, of said Statutes, and all other laws and parts of laws in conflict therewith, and to declare an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

HOPKINS, Chairman.

Committee Room,

Austin, Texas, April 14, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Privileges and Elections, to whom was referred

H. B. No. 24, A bill to be entitled "An Act to amend Article 701 of Chapter 1, Title 22, of the Revised Civil Statutes of the State of Texas of 1925; to provide that only property taxpaying voters, who pay a property tax, can vote in bond elections; defining a property taxpaying voter; providing that at least two-thirds of those voting in a bond election must approve the issuance of bonds; repealing all laws in conflict with this Act, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

HOPKINS, Chairman.

Committee Room,

Austin, Texas, April 14, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Privileges and Elections, to whom was referred

S. B. No. 210, A bill to be entitled "An Act to amend Article 3004, Chapter 8, Title 50, Revised Civil Statutes of 1925, and declaring an emergency."

Have had the same under consideration, and I am instructed to

report it back to the Senate with the recommendation that it do pass.

HOPKINS, Chairman.

Committee Room,

Austin, Texas, April 14, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Privileges and Elections, to whom was referred

S. B. No. 574, A bill to be entitled "An Act to amend Article 2955, of the Revised Civil Statutes of 1925; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

HOPKINS, Chairman.

Committee Room,

Austin, Texas, April 14, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Privileges and Elections, to whom was referred

S. B. No. 593, A bill to be entitled "An Act to amend Article 2930 of the Revised Civil Statutes of 1925; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

HOPKINS, Chairman.

Committee Room,

Austin, Texas, April 15, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Public Lands and Land Office to whom was referred

S. B. No. 595, A bill to be entitled "An Act to provide for the sale of oil and gas leases on the Sabine River bed in Gregg County; to authorize the Commissioner of the Land Office to fix a minimum price for such leases; to provide for the payment of an annual rental and the disposition of all payments; to repeal all laws or parts of laws in conflict herewith; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the following Committee Substitute do pass in lieu thereof.

PARRISH, Chairman.

Committee Substitute for S. B. 595.

A BILL
To Be Entitled

An Act to provide for the sale of oil and gas leases on the beds owned by the State in any River in Gregg, Harrison, Upshur, Wood, Smith, Henderson, Anderson, Cherokee, Angelina, San Augustine, Panola, Shelby, Nacogdoches, Van Zandt Counties; to authorize the Commissioner of the Land Office to fix a minimum price for such leases; to provide for the payment of an annual rental and the disposition of all payments; to repeal all laws or parts of laws in conflict herewith; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas.

Section 1. That the Commissioner of the General Land Office is hereby authorized to lease the beds owned by the State in any River in Gregg, Harrison, Upshur, Wood, Smith, Henderson, Anderson, Cherokee, Angelina, San Augustine, Panola, Shelby, Nacogdoches, Van Zandt Counties, Texas, and such parts of subdivisions as he may deem best for the production of oil and natural gas that may be therein or thereunder in accordance with the provisions of this Act and Division Two, Chapter Four of the Revised Civil Statutes of 1925 relating to the sale of oil and gas leases on the gulf coast and other areas.

Sec. 2. The Commissioner shall fix the minimum price to be paid and the day and hour when an area or areas will be subject to lease and advertise or readvertise such areas at least fifteen days before such lease date, except as provided in case of tie bids. The Commissioner may give such notice by distributing printed lists as provided for sales of

surface rights of public lands, and shall award the lease to the person or corporation offering the highest price for the same.

Sec. 3. The area included herein shall be leased for one-eighth of the gross production of oil, or the value of same, that may be produced and saved, and one-eighth of the gross production of gas or the value of same, that may be produced and sold off of the area, and one dollar per acre in advance and an additional sum of one dollar an acre per year for each year thereafter until production is secured. When production has been secured in commercial quantities and the payment of royalty begins and continues to be paid, the owner shall be exempt from further annual payments on the acreage. If production should cease and royalty not be paid, the owner of the lease shall, at the end of the lease year in which royalty ceased to be paid, and annually thereafter in advance, pay one dollar per acre so long as such owner may desire to maintain the rights -xe o1 jon 'esuej epl jəpun pəɪnbəw
ceed five years from the date of said lease.

Sec. 4. The Commissioner of the Land Office shall remit all payments received under this Act to the State Treasurer to be credited to the permanent school fund.

Sec. 5. That all laws and parts of laws in conflict herewith are hereby repealed.

Sec. 6. That the importance of this legislation creates an emergency and an imperative public necessity, and that the Constitutional Rule requiring all bills to be read on three several days be suspended, and said Rule is hereby suspended and this Act shall take effect and be in full force from and after its passage, and it is so enacted.

SPECIAL ORDERS PENDING

No.	Day and Date
S. B. No. 453 (election returns).....	Friday, April 1
S. B. No. 180 (truck regulation).....	Friday, April 1
S. B. No. 181 (truck regulation).....	Friday, April 1
H. B. No. 335 (truck regulation).....	Friday, April 1
H. B. No. 336 (truck regulation).....	Friday, April 1
S. B. No. 279 (University lands—oil and gas).....	Monday, April 2
S. B. No. 280 (University lands—leasing).....	Monday, April 2
S. B. No. 245 (educational appropriations).....	Monday, April 2